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July 21, 2021

The Honorable Denise Cote
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 1910
New York, NY 10007

Re: *BCBSM, Inc. v. Vyera Pharmaceuticals, LLC*, 1:21-cv-1884 (S.D.N.Y.)

Dear Judge Cote:

In accordance with Rule 8.B of Your Honor's Individual Practices in Civil Cases and the requirements for electronically filing under seal, Plaintiff BCBSM, Inc. ("Plaintiff") respectfully requests permission to:


1. File Plaintiff's forthcoming letter regarding disputes over additional fact discovery in partially redacted form;
2. File Exhibits A and B to the letter in partially redacted form; and
3. File Exhibit C to the letter fully under seal.

The letter and Exhibits A-C contain trade secret, commercially-sensitive information that falls within the scope of "Confidential Information," and "Highly Confidential Information" as those terms are defined in Section 2(a) of the Stipulated Protective Order. See ECF No. 53. Exhibit C, which is the Expert Report of Justin McLean, contains extensive Confidential Information and Highly Confidential Information throughout, such that it cannot be partially redacted in a manner that would safeguard the material sought to be protected. Accordingly, Plaintiff will publicly file its letter and Exhibits A-B with the proposed redactions and will file Exhibit C fully under seal. In a separate docket entry, Plaintiff will file under seal the letter and Exhibits A-B with the proposed redactions highlighted, along with Exhibit C. We appreciate the Court's consideration of this request.

Sincerely,

Granted. 7.26.2021

/s/ Benjamin D. Steinberg
Benjamin D. Steinberg



DENISE COTE
United States District Judge